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B I L L

[AS AMENDED IN COMMITTEE]

TO

Amend the Law in certain Cases relating to Trespasses in Pursuit of Game.

WHEREAS it is expedient to amend the Law in certain Cases relative to the Recovery of Penalties for Trespass on Lands in Ireland in Pursuit of Game, and to prevent the Necessity of Occupiers of Lands not interested in such Game being made Party Prosecutors in Proceedings for the Recovery of such Penalties: Be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same:

- 10 **1.** From and after the First Day of September One thousand eight hundred and sixty-four the Tenth Clause of an Act passed in the Twenty-seventh Year of the Reign of His late Majesty King George the Third, intituled "An Act for the Preservation of the Game," shall be and is hereby repealed.
- 15 **2.** Where the Landlord or Lessor of any Land has reserved to himself, by any Deed or Writing, the exclusive Right to the Game on such Land, then such Landlord or Lessor, for the Purpose of prosecuting

Preamble.

Repeal of
10th Section
of 27 Geo. 3.CLAUSE. A
Definition
of "legal
Occupier"
and "Tres-
passer."

Penalties
for such
Trespass.

prosecuting all Persons for trespassing in Pursuit of Game on such Land without his Consent, shall be deemed the legal Occupier of the said Land; and any Person who shall enter or be upon the said Land in Search of or in Pursuit of Game without the Consent of such Landlord or Lessor shall be deemed a Trespasser, and shall, on 5 Conviction thereof before One or more Justices of the Peace sitting in Petty Sessions, forfeit and pay such Sum not exceeding Forty Shillings, together with the Costs, as the said Justice or Justices shall think fit; and such Penalty and Costs shall be recovered and levied in the same Mode and with the same Power of Appeal 10 as are provided for the recovering and levying of any Penalties under the Petty Sessions Act of the Fourteenth and Fifteenth Victoria, Chapter Ninety-three, and the Petty Sessions Act of the Twenty-first and Twenty-second Victoria, Chapter One hundred, and as if the Provisions in the said Acts relating to the Recovery of 15 Penalties were herein expressly repeated.

Interpreta-
tion of the
Word
"Game."

3. The Word "Game" shall for all the Purposes of this Act be deemed to include Hares, Pheasants, Partridges, Grouse, Heath or Moor Game, Black Game, Woodcocks, Snipes, Quails, Landralls, Wild Ducks, Widgeon, and Teal. 20

Act to ex-
tend to Ire-
land only.

4. This Act shall extend and be construed to extend to Ireland only.

Trespass (Ireland).

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[AS AMENDED IN COMMITTEE]

To amend the Law in certain Cases relating to Trespassers in Pursuit of Game.

(Prepared and brought in by

Mr. William O'Reilly Greer and Captain Aveland.)

*Ordered, by The House of Commons, to be Printed,
6 July 1854.*

[Bill 185.]

Under 1. 02.